

ASSEMBLY BILL

No. 770

Introduced by Assembly Member Wyland

February 19, 2003

An act to amend Section 3700 of the Labor Code, relating to workers' compensation.

LEGISLATIVE COUNSEL'S DIGEST

AB 770, as introduced, Wyland. Workers' compensation.

Existing law requires every employer, except the state, to secure the payment of workers' compensation as provided by law. Existing law authorizes an employer, pursuant to this provision, to insure against liability through insurers duly authorized to write compensation insurance in the state or to secure from the Director of Industrial Relations a certificate of consent to self-insure.

This bill would make a nonsubstantive change in these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 3700 of the Labor Code is amended to
2 read:
3 3700. Every employer except the state shall secure the
4 payment of compensation in one or more of the following ways:
5 (a) By being insured against liability to pay compensation by
6 one or more insurers duly authorized to write compensation
7 insurance in this state.

1 (b) By securing from the Director of Industrial Relations a
2 certificate of consent to self-insure either as an individual
3 employer, or as one employer in a group of employers, which may
4 be given upon furnishing proof satisfactory to the Director of
5 Industrial Relations of ability to self-insure and to pay any
6 compensation that may become due to ~~his or her~~ *the employer's*
7 employees.

8 (c) For any county, city, city and county, municipal
9 corporation, public district, public agency, or any political
10 subdivision of the state, including each member of a pooling
11 arrangement under a joint exercise of powers agreement (but not
12 the state itself), by securing from the Director of Industrial
13 Relations a certificate of consent to self-insure against workers'
14 compensation claims, which certificate may be given upon
15 furnishing proof satisfactory to the director of ability to administer
16 workers' compensation claims properly, and to pay workers'
17 compensation claims that may become due to its employees. On
18 or before March 31, 1979, a political subdivision of the state
19 which, on December 31, 1978, was uninsured for its liability to pay
20 compensation, shall file a properly completed and executed
21 application for a certificate of consent to self-insure against
22 workers' compensation claims. The certificate shall be issued and
23 be subject to the provisions of Section 3702.

24 For purposes of this section, "state" shall include the superior
25 courts of California.

